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**TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING "REFERENCE" APPLICATION**Docket Number (Optional)  
ISIS-10467

In re Application of: David J. Ecker et al.

Application No.: 10/660,997

Filed: 09/12/2003

For: Methods of Rapid Detection and Identification of Bioagents In Epidemiological and Forensic Investments

The owner\*, ISIS Pharmaceuticals, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference** Application Number 10/156,608, filed on 05/24/2002, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.


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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 42,395

  
 Signature

August 28, 2006

Date

 David A. Casimir  
 Typed or printed name

608/218-6900  
 Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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